

EXPRESS MAIL LABEL NO.

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| FORM PTO 1390<br>(REV 11-2000)  |  | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | ATTORNEY'S DOCKET NUMBER<br><b>SPINE-400</b>                        |
| TRANSMITTAL LETTER TO THE UNITED STATES<br>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br>CONCERNING A FILING UNDER 35 U.S.C. 371  |  |   | U.S. APPLICATION NO. (if known, see 37 CFR 1.5)<br><b>10/031563</b> |
| INTERNATIONAL APPLICATION NO.<br>PCT/FR00/02085   | INTERNATIONAL FILING DATES<br>20 July 2000 | PRIORITY DATE CLAIMED<br>22 July 1999                   |   |
| TITLE OF INVENTION MULTIAXIAL CONNECTION FOR OSTEOSYNTHESIS   |  |   |   |
| APPLICANT(S) FOR DO/EO/US Christian Baccelli, Frédéric Conchy, Fabien Gauchet, Régis LeCouëdic, Denis Pasquet, Pierre Henri Saint-Martin, Michèle Turner-Domergue, and Cécile   |  |   |   |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:   |  |   |   |
| <ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing 35 U.S.C. 371</li> <li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).</li> <li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). (Unexecuted)</li> <li>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</li> </ol> |  |   |   |
| <b>Items 11 to 20 below concern document(s) or information included:</b>  |  |   |   |
| <ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input type="checkbox"/> A FIRST preliminary amendment.</li> <li>14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.</li> <li>18. <input checked="" type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information: Copy of International Preliminary Examination Report (in French &amp; English) Four (4) Sheets of Formal Drawings, Copy of International Search Report</li> </ol>   |  |   |   |

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| U.S. APPLICATION NO. (if known, see 37 CFR 1.53)<br><b>10/031563</b>   |                     | INTERNATIONAL APPLICATION NO.<br>PCT/FR00/02085 | ATTORNEY'S DOCKET NUMBER<br>SPINE-400 |
| 17. <input checked="" type="checkbox"/> The following fees are submitted:  |                     |   | <b>CALCULATIONS</b> PTO USE ONLY      |
| <b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</b><br><input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... \$1040.00<br><input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... \$890.00<br><input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$740.00<br><input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$710.00<br><input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00<br><br><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b><br>Surcharge of \$ _____ for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (e)). |                     |   |                                       |
| <b>CLAIMS</b>  | <b>NUMBER FILED</b> | <b>NUMBER EXTRA</b>                             | <b>RATE</b>                           |
| Total claims   | 12-20 =             |   | x \$ 0.00                             |
| Independent claims   | 1-3 =               |   | x \$ 0.00                             |
| MULTIPLE DEPENDENT CLAIM(s) (if applicable)  |                     | + 280.00  | \$ 280.00                             |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>   |                     |   | \$ 1,170.00                           |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.   |                     |   | \$                                    |
| <b>SUBTOTAL =</b>  |                     |   | \$ 1,170.00                           |
| Processing fee of \$ _____ for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). +  |                     |   | \$                                    |
| <b>TOTAL NATIONAL FEE =</b>  |                     |   | \$ 1,170.00                           |
| Fee for recording the enclosed assignment (37 CFR 1.21 (h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31) ( _____ per property). +  |                     |   | \$                                    |
| <b>TOTAL FEES ENCLOSED =</b>   |                     |   | \$ 1,170.00                           |
|  |                     |   | <b>Amount to be Refunded:</b> \$      |
|  |                     |   | <b>Charged:</b> \$                    |
| a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.   |                     |   |                                       |
| b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>12-1095</u> in the amount of \$ <u>1,170.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.  |                     |   |                                       |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to my Deposit Account No. <u>12-1095</u> . A duplicate copy of this sheet is enclosed.  |                     |   |                                       |
| <b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</b>  |                     |   |                                       |
| SEND ALL CORRESPONDENCE TO:<br>Keith E. Gilman<br>LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP<br>600 South Avenue West<br>Westfield, New Jersey 07090<br>(908) 518-6308   |                     |   |                                       |
| SIGNATURE: <u>Keith E. Gilman</u><br>NAME<br>32,137<br>REGISTRATION NUMBER   |                     |   |                                       |